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Attorneys for Complainant

**BEFORE THE  
RESPIRATORY CARE BOARD  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation and Petition to  
Revoke Probation Against:

SAM SI-QUN TANG  
2221 Kenry Way  
South San Francisco CA 94134

Respiratory Care Practitioner License No. 15399

Respondent.

Case No. D1 2007 018

OAH No. 2008120779

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
proceeding that the following matters are true:

**PARTIES**

1. Stephanie Nunez (Complainant) is the Executive Officer of the  
Respiratory Care Board of California. She brought this action solely in her official capacity and  
is represented in this matter by Edmund G. Brown Jr., Attorney General of the State of  
California, by Catherine E. Santillan, Senior Legal Analyst.

2. Sam Si-Qun Tang (Respondent) is represented in this proceeding by  
attorney Adam G. Slote, Esq., whose address is 100 Pine Street, Suite 750, San Francisco, CA  
94111-5207.

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3. On or about August 24, 1992, the Respiratory Care Board of California issued Respiratory Care Practitioner License No. 15399 to Sam Si-Qun Tang (Respondent). The license was in full force and effect at all times relevant to the charges brought in Accusation and Petition to Revoke Probation No. D1 2007 018 and will expire on October 31, 2009, unless renewed.

## JURISDICTION

4. Accusation and Petition to Revoke Probation No. D1 2007 018 was filed before the Respiratory Care Board (Board), Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and Petition to Revoke Probation and all other statutorily required documents were properly served on Respondent on November 25, 2008. Respondent timely filed his Notice of Defense contesting the Accusation and Petition to Revoke Probation. A copy of Accusation and Petition to Revoke Probation No. D1 2007 018 is attached as exhibit A and incorporated herein by reference.

## ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation and Petition to Revoke Probation No. D1 2007 018. Respondent also has carefully read, fully discussed with counsel, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation and Petition to Revoke Probation; the right to be represented by counsel, at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

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1 **ORDER**

2 **IT IS THEREFORE STIPULATED AND ORDERED** as follows:

3 1. **SURRENDER.** Respondent hereby agrees to surrender his wall and  
4 wallet respiratory care practitioner license to the Board or its representative as of Monday, June  
5 1, 2009 and the Board agrees to accept this surrender in resolution of this matter.

6 2. **REINSTATEMENT.** Respondent fully understands and agrees that if he  
7 ever files an application for licensure or a petition for reinstatement in the State of California, the  
8 Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws,  
9 regulations and procedures for reinstatement of a revoked license in effect at the time the petition  
10 is filed, and all of the charges and allegations contained in Accusation and Petition to Revoke  
11 Probation No. D1 2007 018 shall be deemed to be true, correct and admitted by Respondent  
12 when the Board determines whether to grant or deny the petition.

13 3. Respondent understands that by signing this stipulation, he is enabling the  
14 Board to issue its order accepting the surrender of his license without further process. He further  
15 understands that upon acceptance of this stipulation by the Board, he will no longer be permitted  
16 to work as a respiratory care practitioner in California.

17 **ACCEPTANCE**

18 I have carefully read the above Stipulated Surrender of License and Order and  
19 have fully discussed it with my attorney, Adam G. Slote, Esq. I understand the stipulation and  
20 the effect it will have on my Respiratory Care Practitioner License. I enter into this Stipulated  
21 Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound  
22 by the Decision and Order of the Respiratory Care Board.

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1 By signing this stipulation to surrender my license, I recognize that as of June 1,  
2 2009, I will no longer be permitted to work as a respiratory care practitioner in the State of  
3 California.

4 DATED: March 16, 2009.

6 Original signed by: \_\_\_\_\_  
7 Sam Si-Qun Tang  
8 Respondent

9 I have read and fully discussed with Respondent Sam Si-Qun Tang the terms and  
10 conditions and other matters contained in this Stipulated Surrender of License and Order. I  
11 approve its form and content.

12 DATED: March 16, 2009.

14 Original signed by: \_\_\_\_\_  
15 ADAM G. SLOTE, ESQ.  
16 Attorney for Respondent

17 ENDORSEMENT

18 The foregoing Stipulated Surrender of License and Order is hereby respectfully  
19 submitted for consideration by the Respiratory Care Board of the Department of Consumer  
20 Affairs.

21 DATED: March 17, 2009.

22 EDMUND G. BROWN JR., Attorney General  
23 of the State of California

24 JOSE R. GUERRERO  
25 Supervising Deputy Attorney General

26 Original signed by: \_\_\_\_\_  
27 CATHERINE E. SANTILLAN  
28 Senior Legal Analyst  
Attorneys for Complainant

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Respiratory Care Practitioner License No. 15399

Respondent.

Case No. D1 2007 018

OAH No. 2008120779

**DECISION AND ORDER**

The attached Stipulated Surrender of License and Order is hereby adopted by the  
Respiratory Care Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on June 1, 2009.

It is so ORDERED April 10, 2009.

Original signed by:

\_\_\_\_\_  
LARRY L. RENNER, BS, RRT, RCP, RPFT  
PRESIDENT, RESPIRATORY CARE BOARD  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA